



October 10, 2019

VIA E-MAIL 80456-87916034@REQUESTS.MUCKROCK.COM

James Scripps
c/o MuckRock News

Re: Public Records Act Request

Dear Mr. Scripps:

Please find enclosed the Town of Tiburon's ("Town") public records in response to your recent Public Records Act request.

The Town wishes to cooperate to the fullest extent possible with the Public Records Act (Government Code section 6250 *et seq.*). Under established California law, the Town is obliged to comply with a request for public record so long as the requester makes a specific and focused request for information, that information is maintained by the Town in its ordinary course of business, the information is disclosable, and the record can be located with reasonable effort. The Public Records Act provides for the inspection or copying of existing identifiable public records; it does not compel the Town to create new records, lists, privilege logs, or reports in response to a request.

The Town is required to determine whether the request, in whole or in part, seeks copies of disclosable public records. Consistent with that requirement, we have determined that the Town has documents responsive to your request.

However, as it relates to the request for aggregate number of "detections" and "hits" in 2016, the Town has conducted a reasonable search of our records, and no such documents exist. It should be noted that the current system was not online at that time, and the previous license plate reader equipment and data was not retained and has been destroyed.

As for your request for aggregate number of "detections" and "hits" in the years of 2017 and 2018, the Town has determined it has documents responsive to your request. The Town, however, redacted certain information prior to releasing the documents. The information requested includes information which is exempt from public disclosure under Government Code § 6255(a). The records include the location of the license plate readers, and disclosure of them would eliminate or substantially impact their effectiveness. Thus, the public interest served by not disclosing these portions of the record clearly outweighs the public interest served by disclosure. Additionally, due to the possibility that some of the data included in these records could be used to reveal specific information about individuals and their vehicles which may threaten the privacy of those individuals, the Town has redacted dates from the responsive document, as the public interest served by not disclosing such information clearly outweighs the public interest served by disclosure.

Please find enclosed all responsive documents to your request.

David Kulik
Mayor

Alice Fredericks
Vice Mayor

Jim Fraser
Councilmember

Holli Thier
Councilmember

Jon Welner
Councilmember

Greg Chanis
Town Manager



Because the duplication costs were minimal, there will be no duplication charge. The documents you requested have been emailed to you at the above referenced address.

This request is considered fulfilled. If you have any questions about the Town's response to your request, please feel free to contact me directly at (415) 435-7377.

Sincerely,

Lea Stefani
Town Clerk

cc: Benjamin Stock, Town Attorney
Laurie Nilsen, Tiburon Police Department Records Custodian

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